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Judge Jones

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARK E. VAN SCOY and ALBERT K.
KWAN,

Plaintiffs,

v.

BUREAU OF ALCOHOL, TOBACCO,
FIREARMS AND EXPLOSIVES,

Defendant.

CASE NO. C16-725RAJ

**STIPULATION FOR ORDER
DISMISSING ACTION WITH
PREJUDICE; ORDER THEREON**

WHEREAS this is an action brought under 18 U.S.C. § 923(f)(3) on behalf of plaintiffs Mark E. Van Scoy and Albert K. Kwan, *dba* “Historic Research,” to challenge the denial by defendant Bureau of Alcohol, Tobacco, Firearms and Explosives (hereafter “ATF”) of their application for a Federal Firearms License;

WHEREAS ATF has filed a motion for summary judgment (Dkt. # 11) which is pending before the Court;

WHEREAS plaintiffs Van Scoy and Kwan wish to dismiss their lawsuit with prejudice;

WHEREAS ATF had no objection to a dismissal of this lawsuit with prejudice;

NOW THEREFORE, the parties, through their respective attorneys of record, do hereby stipulate and agree that the Court may make and enter the following order:

1. This action shall be dismissed with prejudice;

2. Each side shall bear its own costs of suit and attorney's fees;
3. The pending summary judgment motion (Dkt. # 11) shall be denied as moot.

SO STIPULATED.

DATED this 31st day of October, 2016.

ANNETTE L. HAYES
United States Attorney

/s/ Brian C. Kipnis
BRIAN C. KIPNIS
Assistant United States Attorney
Office of the United States Attorney for the
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E-mail: brian.kipnis@usdoj.gov

Attorneys for Defendant

**STIPULATION FOR ORDER DISMISSING ACTION WITH PREJUDICE;
ORDER THEREON - 2
(Case No. C16-725RAJ)**

UNITED STATES ATTORNEY
5220 UNITED STATES COURTHOUSE
700 Stewart Street
Seattle, Washington 98101-1271
(206)-553-7970

1 SO STIPULATED.

2 DATED this 31st day of October, 2016

3 LAW OFFICE OF J.R. CONTE

4 */s/ Joseph R. Conte*
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6 400 Seventh St., N.W., #206
7 Washington, D.C. 20004
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9 LAW OFFICE OF ERIC STAHLFELD

11 */s/ Eric R. Stahlfeld*
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13 1345 S.W. 155th St., #101
Seattle, WA 98166
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E-mail: stahlfelde@aol.com

15 Attorneys for Plaintiffs

17 **ORDER**

18 IT IS SO ORDERED.

19 DATED this ____ day of _____, 2016.
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RICHARD A. JONES
23 United States District Judge
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